WILLIAM G. EARLE, OSB No. 831859

Email: wearle@davisrothwell.com

DARREN C. BEATTY, OSB No. 100748

Email: dbeatty@davisrothwell.com

DAVIS ROTHWELL EARLE & XÓCHIHUA P.C.

200 Southwest Market Street, Suite 1800

Portland, Oregon 97201-5745 Telephone: 503. 222.4422 Facsimile: 503. 222.4428

Of Attorneys for Defendant American Insurance Company

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

PORTLAND DIVISION

HOUSING NORTHWEST, INCORPORATED,

Case No. 3:19-CV-00253-SB

Plaintiff,

v.

DEFENDANT AMERICAN INSURANCE COMPANY'S MOTION FOR SUMMARY JUDGMENT BASED ON TWO-YEAR CONTRACTUAL LIMITATION PROVISION

AMERICAN INSURANCE COMPANY, and TRAVELERS PROPERTY CASUALTY COMPANY OF AMERICA,

ORAL ARGUMENT REQUESTED

Defendants.

Defendant American Insurance Company moves the Court for an order granting summary judgment in its favor, and against plaintiff Housing Northwest, Incorporated, based upon the two-year contractual limitation provision contained in defendant American Insurance Company's Commercial Property Policy.

///

///

///

In support of this motion, defendant relies upon its memorandum in support and declaration of Darren C. Beatty.

DATED this 31st day of May, 2019.

DAVIS ROTHWELL EARLE & XÓCHIHUA P.C.

William G. Earle, OSB No. 831859

Email: wearle@davisrothwell.com Darren C. Beatty, OSB No. 100748 Email: dbeatty@davisrothwell.com Of Attorneys for Defendant American

Insurance Company